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Applicant: Griego et al.

Appl. No.: 10/727,626

Filing Date: December 5, 2003

U.S. Patent No.: 7,052,489

Issue Date: May 30, 2006

Title: MEDICAL DEVICE WITH DEFLECTING SHAFT AND RELATED METHODS OF  
MANUFACTURE AND USE

Attorney Docket No.: 06530.0318

Pub. No.: US 2005/0124912 A1

Pub. Date: June 9, 2005

This is in response to the "Request for Corrected Patent Application Publication under 37 CFR 1.221(b)," which was received on July 12, 2005, for the above-identified application.

The request is DISMISSED as moot.

37 CFR 1.221(b) is applicable "only when the Office makes a material mistake which is apparent from Office records." A material mistake must affect the public's ability to appreciate the technical disclosure of the patent application publication, to determine the scope of the patent application publication, or to determine the scope of the provisional rights that an applicant may seek to enforce upon issuance of a patent.<sup>1</sup>

Since the application has already issued as U.S. Patent No. 7,052,489 on May 30, 2006, the request is deemed moot.

Inquiries relating to this matter may be directed to Mark Polutta at (571) 272-7709.

Mark O. Polutta

Office of Patent Legal Administration  
Office of the Deputy Commissioner  
for Patent Examination Policy

<sup>1</sup>Changes to Implement Eighteen-Month Publication of Patent Applications, 65 FR 57023, 57038 (Sept. 20, 2000), 1239 Off. Gaz. Pat. Office Notices 63, 75 (Oct. 10, 2000) (final rule).